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OFFICE OF PETITIONS

In re Application of	:	
KAHN et al	:	
Application No.: 10/601,413	:	DECISION ON PETITION
Filing Date: June 23, 2003	:	UNDER 37 CFR 1.137(b)
Attorney Docket No.: 2003P04569US	:	

This is a decision on the petition under 37 CFR 1.137(b), filed October 3, 2006, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed November 15, 2005, which set a shortened statutory period for reply of three (3) months. An extension of time of three months under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, by operation of law, the above-identified application became abandoned on May 15, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment to the claims; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Office action mailed November 15, 2005 is accepted as having been unintentionally delayed.

This application is being referred to Technology Center AU 3768 for appropriate action, if any, on the reply in due course.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3301.

Daniel Stemmer
Legal Examiner
Office of the Deputy Commissioner
for Patent Examination Policy